

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

DENNIS HOOD,

Petitioner,

v.

No. 05-CV-717
(FJS/DRH)

R. WOODS,

Respondent.

APPEARANCES:

OF COUNSEL:

DENNIS HOOD
Petitioner Pro Se
No. 03-A-4887
Fishkill Correctional Facility
Post Office Box 1245
Beacon, New York 12508

DENNIS HOOD
Petitioner Pro Se
No. 03-A-4887
Auburn Correctional Facility
P.O. Box 618
Auburn, New York 13021

HON. ANDREW M. CUOMO
Attorney General of the
State of New York
Attorney for Respondents
120 Broadway
New York, New York 10271

LUKE M. MARTLAND, ESQ.
FREDERICK H. WEN, ESQ.
Assistant Attorney General

FREDERICK J. SCULLIN, JR., S.J.:

DECISION AND ORDER

The Court has reviewed Magistrate Judge David R. Homer's January 10, 2007 Report-Recommendation and Order and the entire file in this matter, and no objections to said Report-

Recommendation and Order having been filed, it is hereby

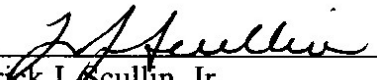
ORDERED, that the Report-Recommendation and Order of Magistrate Judge David R. Homer filed January 10, 2007 is **ACCEPTED** in its entirety, for the reasons stated therein, and it is further

ORDERED, that Petitioner's application for a writ of habeas corpus is **DENIED**, and it is further

ORDERED, that the Clerk of the Court serve a copy of this Order on Petitioner at both Fishkill Correctional Facility and at Auburn Correctional Facility¹.

IT IS SO ORDERED.

DATED: February 16, 2007
Syracuse, New York



Frederick J. Scullin, Jr.
Senior United States District Court Judge

¹ On January 22, 2007, the Court received a letter from Respondent's counsel advising the Court that "according to the New York State Department of Correctional Services website, Petitioner's current address appears to have changed to the Auburn Correctional Facility. . . ." See Dkt No. 21 at 1. Counsel also sent a copy of this letter to the Petitioner at Auburn Correctional Facility. See Dkt No. 21 at 2.

The Court reminds Petitioner that, under Local Rule 10.1(b), failure to notify the Court of a change of address may result in dismissal of the action. See L.R 10.1(b).